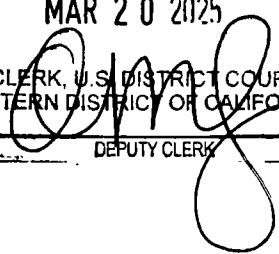


FILED

MAR 20 2025

CLERK, U.S. DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
BY 
DEPUTY CLERK

JASON ALLEN DUCHE #24007154
Name and Prisoner/Booking Number

County of Shasta (Shasta County Jail)
Place of Confinement

1655 West Street
Mailing Address

Redding, California 96001
City, State, Zip Code

(Failure to notify the Court of your change of address may result in dismissal of this action.)

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA**

Jason Allen Duque
(Full Name of Plaintiff) Plaintiff,

v.

(1) Lt. Danis
(Full Name of Defendant)

(2) Sgt. A Bernathy

(3) Cody Hughes

(4) Kevin Lewis
Defendant(s).

☒ Check if the above are additional Defendants and attach page 1-A listing them

CASE NO. 2:25-cv-0905 CSK(LPC)
(To be supplied by the Clerk)

**CIVIL RIGHTS COMPLAINT
BY A PRISONER**

- ☐ Original Complaint
☐ First Amended Complaint
☐ Second Amended Complaint

A. JURISDICTION

1. This Court has jurisdiction over this action pursuant to:

- ☐ 28 U.S.C. § 1343(a); 42 U.S.C. § 1983
☐ 28 U.S.C. § 1331; Bivens v. Six Unknown Federal Narcotics Agents, 403 U.S. 388 (1971).
☐ Other: _____

2. Institution/city where violation occurred: _____

B. DEFENDANTS

1. Name of first Defendant: Lt. Lewis; The first Defendant is employed as: Quete Facility Manager at Shasta County Jail
(Position and Title) (Institution)
2. Name of second Defendant: Sgt. Abernathy The second Defendant is employed as: _____
(Position and Title) (Institution)
3. Name of third Defendant: Cody Hughes. The third Defendant is employed as: _____
(Position and Title) (Institution)
4. Name of fourth Defendant: Kevin Lewis. The fourth Defendant is employed as: _____
(Position and Title) (Institution)

If you name more than four Defendants, answer the questions listed above for each additional Defendant on a separate page.

C. PREVIOUS LAWSUITS

1. Have you filed any other lawsuits while you were a prisoner? ☒ Yes ☐ No
2. If yes, how many lawsuits have you filed? _____. Describe the previous lawsuits:

a. First prior lawsuit:

1. Parties: Adam Ayon v. 2:20-CV-212
2. Court and case number: EASTERN DISTRICT COURTS
3. Result: (Was the case dismissed? Was it appealed? Is it still pending?) _____

b. Second prior lawsuit:

1. Parties: Alcazar v. 2:20-CV-1974-SAM
2. Court and case number: EASTERN DISTRICT COURTS
3. Result: (Was the case dismissed? Was it appealed? Is it still pending?) _____

c. Third prior lawsuit:

1. Parties: _____ v. 2:20-CV-2121-DMC
2. Court and case number: EASTERN DISTRICT COURTS
3. Result: (Was the case dismissed? Was it appealed? Is it still pending?) _____

If you filed more than three lawsuits, answer the questions listed above for each additional lawsuit on a separate page.

D. CAUSE OF ACTION**CLAIM I**

1. State the constitutional or other federal civil right that was violated: 8th Amendment And not suffer the imposition of cruel or unusual punishment

2. **Claim I.** Identify the issue involved. Check **only one**. State additional issues in separate claims.

- | | | | |
|--|---|---|---|
| <input type="checkbox"/> Basic necessities | <input checked="" type="checkbox"/> Mail | <input type="checkbox"/> Access to the court | <input type="checkbox"/> Medical care |
| <input type="checkbox"/> Disciplinary proceedings | <input type="checkbox"/> Property | <input type="checkbox"/> Exercise of religion | <input checked="" type="checkbox"/> Retaliation |
| <input type="checkbox"/> Excessive force by an officer | <input type="checkbox"/> Threat to safety | <input type="checkbox"/> Other: _____ | |

3. **Supporting Facts.** State as briefly as possible the FACTS supporting Claim I. Describe exactly what **each Defendant** did or did not do that violated your rights. State the facts clearly in your own words without citing legal authority or arguments.

I'm human rights activist I'm in a video on Alex Jones you video under Info wars operation Paul Revere. It was a committee meeting for Veterans memorial day, I worked with veterans on patrol in Tucson, Arizona anti Homeless veterans organization that fights for immediate housing for the homeless. I was introduced to this organization by co-founder Anthony Potter. I was at our local Reading Area Bus Authority Transit Depot Station under camera and with security guard present a was stabbed ~~by a~~ Inhouse Racist Jail gang known as "Sassa". The women involved in stabbing created a false police report. I was arrested attempt to be placed in the body bag of some illegal conspiracy of where it was stabbed in my left torso. I was escorted by my hair being pulled by former Resigned or terminated sheriffs of Shavita County Jail Brandon Brown and Brandon Al de known for excessive force with the Jail facility now security guards at our local hospital mercy medical center, New Brimfield Jail ^{without} testimony.

4. **Injury.** State how you were injured by the actions or inactions of the Defendant(s).

I have been locked out of Society, the Social Justice System, right to testify on my behalf, Basic human rights, access to courts, social employment, welfare, Social Security Disability benefits and educational opportunities.

5. **Administrative Remedies:**

- Are there any administrative remedies (grievance procedures or administrative appeals) available at your institution? ☒ Yes ☒ No ~~SD~~
- Did you submit a request for administrative relief on Claim I? ☒ Yes ☐ No
- Did you appeal your request for relief on Claim I to the highest level? ☒ Yes ☐ No
- If you did not submit or appeal a request for administrative relief at any level, briefly explain why you did not. I have to my next level from level three grievances being Denied destroyed evidence by law enforcement of trying administrative Relief at any level

CLAIM II

1. State the constitutional or other federal civil right that was violated: 8th Amendment: And to not suffer the imposition of cruel or unusual punishment

2. **Claim II.** Identify the issue involved. Check **only one**. State additional issues in separate claims.

- | | | | |
|--|---|---|---------------------------------------|
| <input checked="" type="checkbox"/> Basic necessities | <input type="checkbox"/> Mail | <input type="checkbox"/> Access to the court | <input type="checkbox"/> Medical care |
| <input type="checkbox"/> Disciplinary proceedings | <input type="checkbox"/> Property | <input type="checkbox"/> Exercise of religion | <input type="checkbox"/> Retaliation |
| <input type="checkbox"/> Excessive force by an officer | <input type="checkbox"/> Threat to safety | <input type="checkbox"/> Other: _____ | |

3. **Supporting Facts.** State as briefly as possible the FACTS supporting Claim II. Describe exactly what **each Defendant** did or did not do that violated your rights. State the facts clearly in your own words without citing legal authority or arguments.

I'm denied toilet paper, proper hygiene, proper Diet, proper bedding, eating utensils, including spoon, fork, plastic facility, state knives, a razor for grooming and upkeep of my appearance, cleaning supplies to maintain the health and care of myself and cell. I currently have a staph infection in my knee, right cheek and all throughout my body from an inmate name Michael Horan under a false alias Michael Browning. It's besides the point, it's just stating facts, I'm denied access to a shower on regular, I'm denied hygiene and cleaning supplies of my dayroom time, the shower water is cold during use. I also denied shampoo and conditioner, public safety officer Debra Owens provide me with the samples from commissary to maintain my personal hygiene the Sheriff Deputies and other prisoners who work in my housing deny me the above stated items and necessities only on rare occasions. Do I receive them,

4. **Injury.** State how you were injured by the actions or inactions of the Defendant(s).

I have to use my sack dinner brown paper bags to cleanse my rectum after I defecate, I'm forced to shower in my cell without proper hygiene, I'm losing my teeth and hair from not having toothpaste and conditioner

5. **Administrative Remedies.**

- Are there any administrative remedies (grievance procedures or administrative appeals) available at your institution? ☒ Yes ☐ No
- Did you submit a request for administrative relief on Claim II? ☒ Yes ☐ No
- Did you appeal your request for relief on Claim II to the highest level? ☒ Yes ☐ No
- If you did not submit or appeal a request for administrative relief at any level, briefly explain why you did not. _____

CLAIM III

1. State the constitutional or other federal civil right that was violated: 8th Amendment ~~And to not suffer~~ the ~~imposed~~ ~~or~~ unusual punishment.

2. **Claim III.** Identify the issue involved. Check **only one**. State additional issues in separate claims.

- | | | | |
|--|---|---|---------------------------------------|
| <input type="checkbox"/> Basic necessities | <input type="checkbox"/> Mail | <input type="checkbox"/> Access to the court | <input type="checkbox"/> Medical care |
| <input checked="" type="checkbox"/> Disciplinary proceedings | <input type="checkbox"/> Property | <input type="checkbox"/> Exercise of religion | <input type="checkbox"/> Retaliation |
| <input type="checkbox"/> Excessive force by an officer | <input type="checkbox"/> Threat to safety | <input type="checkbox"/> Other: _____ | |

3. **Supporting Facts.** State as briefly as possible the FACTS supporting Claim III. Describe exactly what **each Defendant** did or did not do that violated your rights. State the facts clearly in your own words without citing legal authority or arguments.

I have mental illness? serve
mental ill. Be sent to Department for
State Hospital for Restoration to stand
trial 13-20 21 year maximum retention to
proceed to stand trial under proper court
proceeding safe than the jail the jail
IS SAFE there can't explain 3 my current conditions
Violate humanitarian law underwritten nation under Geneva
Convention. I'm currently with one Blanket half a Sheet
given to me by inmate named Jake Gamm. I who also gave
me wool blanket to stay warm. I currently am on Disciplinary
Isolation and punishment with inmates getting special privilege
Including commissary items and extra trays to trigger my
mental health, mental illness and mental health episode. I currently
on "Disciplinary" till June with no access to commissary.

4. **Injury.** State how you were injured by the actions or inactions of the Defendant(s).

I hear a ringing in my ears. I have trouble hear, understanding,
and completing one thing including reading a Book, unable
to have a normal conversation on the phone with my family

5. **Administrative Remedies.**

- Are there any administrative remedies (grievance procedures or administrative appeals) available at your institution? ☒ Yes ☐ No
- Did you submit a request for administrative relief on Claim III? ☒ Yes ☐ No
- Did you appeal your request for relief on Claim III to the highest level? ☒ Yes ☐ No
- If you did not submit or appeal a request for administrative relief at any level, briefly explain why you did not. _____

If you assert more than three Claims, answer the questions listed above for each additional Claim on a separate page.

E. REQUEST FOR RELIEF

State the relief you are seeking:

to Be Released under penalty and perjury of law By
Federal officers and marshal employed by the State of
California and transfer to Portland Oregon where I have
an Outstanding warrant for violation of probation not to leave
the State under no Authority and failure to pay fine and fees;
I want civil Justice; I seek no monetary relief But
Justice for the community for the illegal conduct, murders and sexual assault by officers

I declare under penalty of perjury that the foregoing is true and correct.

Executed on

3/8/2025
DATE

[Signature]
SIGNATURE OF PLAINTIFF

BLUE ADREU other person

(Name and title of paralegal, legal assistant, or
other person who helped prepare this complaint)

(Signature of attorney, if any)

(Attorney's address & telephone number)

ADDITIONAL PAGES

All questions must be answered concisely in the proper space on the form. If you need more space you may attach more pages, but you are strongly encouraged to limit your complaint to twenty-five pages. If you attach additional pages, be sure to identify which section of the complaint is being continued and number all pages. Remember, there is no need to attach exhibits to your complaint.